

Draft

PERMIT

Permit No: 200801971-MG

Municipality: City of New London

Work Area: Thames River off property located at 2 Ferry Street

Permittee: Thames Shipyard & Repair Co., Inc.
c/o Adam Wronowski
P.O. Box 791, 2 Ferry Street
New London, CT 06320

Pursuant to sections 22a-28 through 22a-35 and 22a-359 through 22a-363f of the Connecticut General Statutes ("CGS") and in accordance with CGS section 22a-98, and the Connecticut Water Quality Standards dated December 2002, a permit is hereby granted by the Commissioner of Environmental Protection ("Commissioner") to retain and repair existing in water structures and to establish a perimeter for commercial use as is more specifically described below in the SCOPE OF AUTHORIZATION, in the Thames River off property identified as the "work area" above.

*****NOTICE TO PERMITTEES AND CONTRACTORS*****

FAILURE TO CONFORM TO THE TERMS AND CONDITIONS OF THIS PERMIT MAY SUBJECT THE PERMITTEE AND ANY CONTRACTOR TO ENFORCEMENT ACTIONS, INCLUDING PENALTIES AND INJUNCTIONS, AS PROVIDED BY LAW.

SCOPE OF AUTHORIZATION

The Permittee is hereby authorized to conduct the following work as described in application, #200801971-MG including fifteen (15) sheets of plans dated July 28, 2008, submitted by the Permittee to the Commissioner and attached hereto as follows:

1. retain existing structures as shown on the plans attached hereto consisting of:
 - a. a 5' wide by 59' long fixed pile and timber pier with two (2) timber pile clusters;
 - b. a 4' wide by 24½' long aluminum gangway and two (2) 8' wide by 21' long floating docks;
 - c. an 11½' wide by 91½' long fixed pile and timber pier with two (2) timber pile clusters and two (2) removable metal access stairs;
 - d. a 10' wide by 45' long steel pad, a 4' wide by 40' long steel gangway to an elevated 4' wide by 8' long platform on an 8' wide by 20½' long floating dock secured with two (2) timber piles;
2. repair, in kind the timber piers identified in paragraphs 1.a. and 1.c, above, including replacing the decking, timber piles, stringers and cross members; and

3. establish a perimeter around the structures identified herein as shown on Sheet 2 within which minor reconfiguration activities may be conducted as identified in paragraphs, 3. and 4. of the SPECIAL TERMS AND CONDITIONS, below.

UPON INITIATION OF ANY WORK AUTHORIZED HEREIN, THE PERMITTEE ACCEPTS AND AGREES TO COMPLY WITH ALL TERMS AND CONDITIONS OF THIS PERMIT.

SPECIAL TERMS AND CONDITIONS

1. Except as specifically authorized by this permit, no equipment or material including but not limited to, fill, construction materials, excavated material or debris, shall be deposited, placed or stored in any wetland or watercourse on or off-site, nor shall any wetland or watercourse be used as a staging area or accessway other than as provided herein.
2. At no time shall heavy equipment, including but not limited to excavators, front-end loaders, trucks, backhoes, tractors and other non-low pressure equipment be staged waterward of the high tide line or in tidal wetlands.
3. The Permittee may, within the perimeter boundary authorized in paragraph 3. of the SCOPE OF AUTHORIZATION, above and as shown on Sheet 2 of the plans attached hereto, place, replace, remove or relocate works floats, barges or dry-docks. Such activities are subject to the restrictions specified in paragraph 4., below of the SPECIAL TERMS AND CONDITIONS.
4. The activities authorized pursuant to paragraph 3. of the SCOPE OF AUTHORIZATION, above, as specified in paragraph 3. of the SPECIAL TERMS AND CONDITIONS, above, are subject to the following restrictions:
 - a. No structures or vessels berthed at such structures are to be located outside the established boundary as shown on Sheet 2 of the plans attached hereto;
 - b. No construction of any new fixed piers or floating docks not already authorized herein.
5. The document entitled "SPILL PREVENTION CONTROL AND COUNTERMEASURE PLAN," dated April 6, 2009 submitted by the Permittee to the Commissioner on April 22, 2009 establishing those actions to be employed at the site to prevent spills is incorporated herein by reference. The Permittee shall maintain a copy of this plan at the work site at all times and shall ensure that all employees comply with its terms.
6. If the Permittee uses water-based equipment to conduct the work authorized herein, any such barge must move to deeper waters during periods of low water in the area of the proposed work and at no time shall the barge rest on the bottom. It shall not be a defense to this provision for the Permittee to assert that it has no control over the operation of the barge.
7. The Permittee shall install sedimentation and erosion controls around the construction area in the vicinity of the existing tidal wetland vegetation. The Permittee shall maintain such sedimentation and erosion controls in optimal operating condition until the work authorized herein has been completed and the area has stabilized.

8. Unconfined in-water excavation, dredging, filling or removal of debris or other material is prohibited February 1st through September 30th, inclusive, of any year unless otherwise authorized in writing by the Commissioner.
9. All waste material generated by the work authorized herein shall be disposed of at an approved upland location landward of the high tide line and outside of any tidal wetland vegetation.
10. In undertaking the work authorized herein, the Permittee shall not cause or allow pollution of tidal wetlands or watercourses, including pollution resulting from sedimentation and erosion. For purposes of this permit, "pollution" means "pollution" as that term is defined by section 22a-423 of the General Statutes.
11. Not later than two (2) weeks prior to the commencement of any work authorized herein, the Permittee shall submit to the Commissioner, on the form attached hereto as Appendix A, the name(s) and address (es) of any contractor(s) employed to conduct such work and the expected date for commencement and completion of such work.
12. On or before (a) ninety (90) days after completion of the work authorized herein, or (b) upon expiration of the work completion date or any authorized one-year extension thereof, whichever is earlier, the Permittee shall submit to the Commissioner "as-built" plans prepared and sealed by a licensed engineer, licensed surveyor or licensed architect, as applicable, of the work area showing all contours, bathymetries, tidal datums and structures.

GENERAL TERMS AND CONDITIONS

1. The Permittee is hereby authorized to conduct activities within the perimeter authorized pursuant to paragraph 3. of the SCOPE OF AUTHORIZATION, above, in accordance with paragraphs 4. and 5. of the SPECIAL TERMS AND CONDITIONS, above, for a period of ten (10) years from the date of issuance of this permit in accordance with all conditions of this permit and any other applicable law. The Permittee may request subsequent 10-year extensions of paragraph 3. of the SCOPE OF AUTHORIZATION, above, and paragraphs 3. and 4. of the SPECIAL TERMS AND CONDITIONS, above, provided that the Permittee, no later than sixty (60) days prior to the expiration date of the permit, submits a written request to the Commissioner for her review and written approval.
2. All work, other than that specifically mentioned in paragraph 1. of the GENERAL TERMS AND CONDITIONS authorized by this permit shall be completed within five (5) years from date of issuance of this permit ("work completion date") in accordance with all conditions of this permit and any other applicable law.
 - a. The Permittee may request a one-year extension of the work completion date. Such request shall be in writing and shall be submitted to the Commissioner at least thirty (30) days prior to said work completion date. Such request shall describe the work done to date, work which still needs to be completed and the reason for such extension. The Commissioner shall grant or deny such request in her sole discretion.

- b. Any work authorized herein conducted after said work completion date or any authorized one year extension thereof is a violation of this permit and may subject the Permittee to enforcement action, including penalties, as provided by law.
3. In conducting the work authorized herein, the Permittee shall not deviate from the attached plans, as may be modified by this permit. The Permittee shall not make de minimis changes from said plans without prior written approval of the Commissioner.
4. The Permittee shall maintain all structures or other work authorized herein in good condition. Any such maintenance shall be conducted in accordance with applicable law including, but not limited to, sections 22a-28 through 22a-35 and sections 22a-359 through 22a-363f of the General Statutes.
5. Prior to the commencement of any work authorized hereunder, the Permittee shall cause a copy of this permit to be given to any contractor(s) employed to conduct such work. At the work area the Permittee shall, whenever work is being performed, make available for inspection a copy of this permit and the final plans for the work authorized herein.
6. The Permittee shall notify the Commissioner in writing of the commencement of any work and completion of all work authorized herein no later than three (3) days prior to the commencement of such work and no later than seven (7) days after the completion of such work.
7. Upon completion of any work authorized herein, the Permittee shall restore all areas impacted by construction, or used as a staging area or accessway in connection with such work, to their condition prior to the commencement of such work.
8. Any document required to be submitted to the Commissioner under this permit or any contact required to be made with the Commissioner shall, unless otherwise specified in writing by the Commissioner, be directed to:

Permit Section
Office of Long Island Sound Programs
Department of Environmental Protection
79 Elm Street
Hartford, Connecticut 06106-5127
(860) 424-3034
Fax # (860) 424-4054

9. The date of submission to the Commissioner of any document required by this permit shall be the date such document is received by the Commissioner. The date of any notice by the Commissioner under this permit, including but not limited to notice of approval or disapproval of any document or other action, shall be the date such notice is personally delivered or the date three (3) days after it is mailed by the Commissioner, whichever is earlier. Except as otherwise specified in this permit, the word "day" as used in this permit means calendar day. Any document or action which is required by this permit to be submitted or performed by a date which falls on a Saturday, Sunday or a Connecticut or federal holiday shall be submitted or performed on or before the next day which is not a Saturday, Sunday, or a Connecticut or federal holiday.

10. The work specified in the SCOPE OF AUTHORIZATION is authorized solely for the purpose set out in this permit. No change in the purpose or use of the authorized work or facilities as set forth in this permit may occur without the prior written authorization of the Commissioner. The Permittee shall, prior to undertaking or allowing any change in use or purpose from that which is authorized by this permit, request authorization from the Commissioner for such change. Said request shall be in writing and shall describe the proposed change and the reason for the change.
11. This permit may be revoked, suspended, or modified in accordance with applicable law.
12. This permit is not transferable without prior written authorization of the Commissioner. A request to transfer a permit shall be submitted in writing and shall describe the proposed transfer and the reason for such transfer. The Permittee's obligations under this permit shall not be affected by the passage of title to the work area to any other person or municipality until such time as a transfer is authorized by the Commissioner.
13. The Permittee shall allow any representative of the Commissioner to inspect the work authorized herein at reasonable times to ensure that it is being or has been accomplished in accordance with the terms and conditions of this permit.
14. In granting this permit, the Commissioner has relied on representations of the Permittee, including information and data provided in support of the Permittee's application. Neither the Permittee's representations nor the issuance of this permit shall constitute an assurance by the Commissioner as to the structural integrity, the engineering feasibility or the efficacy of such design.
15. In the event that the Permittee becomes aware that they did not or may not comply, or did not or may not comply on time, with any provision of this permit or of any document required hereunder, the Permittee shall immediately notify the Commissioner and shall take all reasonable steps to ensure that any noncompliance or delay is avoided or, if unavoidable, is minimized to the greatest extent possible. In so notifying the Commissioner, the Permittee shall state in writing the reasons for the noncompliance or delay and propose, for the review and written approval of the Commissioner, dates by which compliance will be achieved, and the Permittee shall comply with any dates which may be approved in writing by the Commissioner. Notification by the Permittee shall not excuse noncompliance or delay and the Commissioner's approval of any compliance dates proposed shall not excuse noncompliance or delay unless specifically stated by the Commissioner in writing.
16. In evaluating the application for this permit the Commissioner has relied on information and data provided by the Permittee and on the Permittee's representations concerning site conditions, design specifications and the proposed work authorized herein, including but not limited to representations concerning the commercial, public or private nature of the work or structures authorized herein, the water-dependency of said work or structures, its availability for access by the general public, and the ownership of regulated structures or filled areas. If such information proves to be false, deceptive, incomplete or inaccurate, this permit may be modified, suspended or revoked, and any unauthorized activities may be subject to enforcement action.

17. The Permittee may not conduct work waterward of the high tide line or in tidal wetlands at this permit site other than the work authorized herein, unless otherwise authorized by the Commissioner pursuant to CGS section 22a-359 et. seq. and/or CGS section 22a-32 et. seq.
18. The issuance of this permit does not relieve the Permittee of their obligations to obtain any other approvals required by applicable federal, state and local law.
19. Any document, including but not limited to any notice, which is required to be submitted to the Commissioner under this permit shall be signed by the Permittee and by the individual or individuals responsible for actually preparing such document, each of whom shall certify in writing as follows: "I have personally examined and am familiar with the information submitted in this document and all attachments and certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief, and I understand that any false statement made in this document or its attachments may be punishable as a criminal offense."
20. This permit is subject to and does not derogate any present or future property rights or powers of the State of Connecticut, and conveys no property rights in real estate or material nor any exclusive privileges, and is further subject to any and all public and private rights and to any federal, state or local laws or regulations pertinent to the property or activity affected hereby.

Issued on _____, 2009

STATE OF CONNECTICUT
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Amey W. Marrella
Commissioner

Permit #200801971-MG, New London
Thames Shipyard & Repair, Co., Inc.

OFFICE OF LONG ISLAND SOUND PROGRAMS

APPENDIX A

TO: Permit Section
Department of Environmental Protection
Office of Long Island Sound Programs
79 Elm Street
Hartford, CT 06106-5127

PERMITTEE: Thames Shipyard & Repair Co., Inc.
c/o Adam Wronowski
P.O. Box 791, 2 Ferry Street
New London, CT 06320

Permit No: #200801971-MG, New London

CONTRACTOR 1: _____

Address: _____

Telephone #: _____

CONTRACTOR 2: _____

Address: _____

Telephone #: _____

CONTRACTOR 3: _____

Address: _____

Telephone #: _____

EXPECTED DATE OF COMMENCEMENT OF WORK: _____

EXPECTED DATE OF COMPLETION OF WORK: _____

PERMITTEE: _____

(signature)

(date)

APPLICATION FOR A STRUCTURES, DREDGING, & FILL PERMIT FOR RETENTION & MAINTENANCE OF EXISTING STRUCTURES, & A PERIMETER PERMIT

2 FERRY STREET
NEW LONDON, CONNECTICUT
JULY 28, 2008

LIST OF SHEETS:

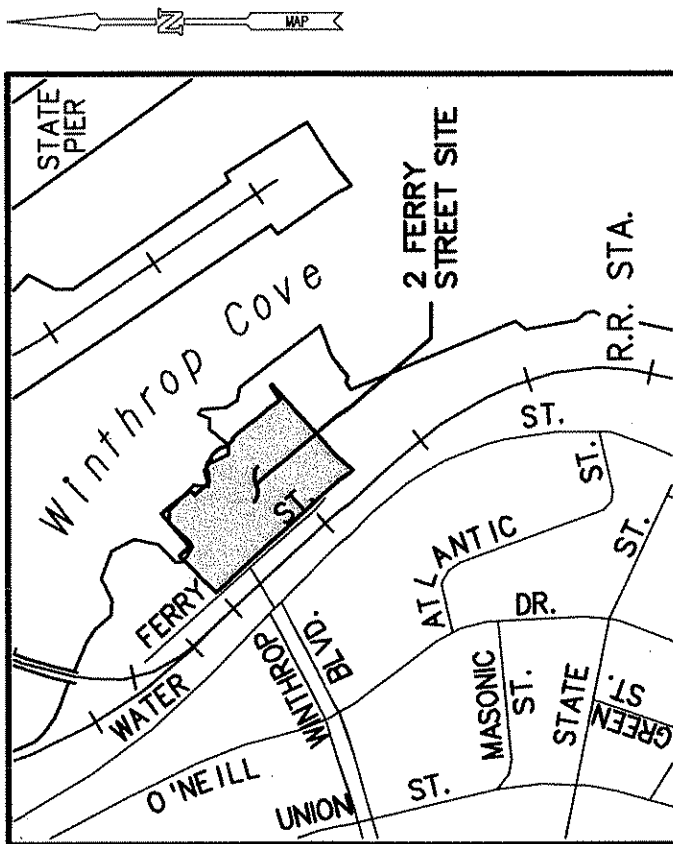
- 1 SITE LOCATION MAP - 2 FERRY ST
- 2 2 FERRY ST - SITE FEATURES
- 3 2 FERRY ST - SITE FEATURES SUBJECT TO THIS APPLICATION
- 4-6 PROJECT REFERENCE #16
- 7-9 PROJECT REFERENCE #17
- 10-12 PROJECT REFERENCE #18
- 13-15 PROJECT REFERENCE #19

OWNER:

THE THAMES SHIPYARD & REPAIR CO., INC.
2 FERRY STREET
NEW LONDON, CONNECTICUT 06320

APPLICANT:

THE THAMES SHIPYARD & REPAIR CO., INC.
P.O. BOX 791; 2 FERRY STREET
NEW LONDON, CONNECTICUT 06320
BUSINESS PHONE: 860-442-5349
CONTACT: ADAM WRONOWSKI, VICE PRESIDENT



PROJECT SITE VICINITY MAP:

NOT TO SCALE

LEGEND:

PROPERTY LINE	CHAIN LINK FENCE
MAJOR CONTOUR	SITE LIGHT
MINOR CONTOUR	FIRE HYDRANT
SPOT GRADE	CATCH BASIN
EDGE OF WATER	MANHOLE
EDGE OF PAVEMENT	WATER VALVE
BULKHEAD	GAS VALVE

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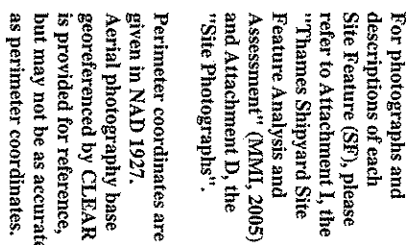


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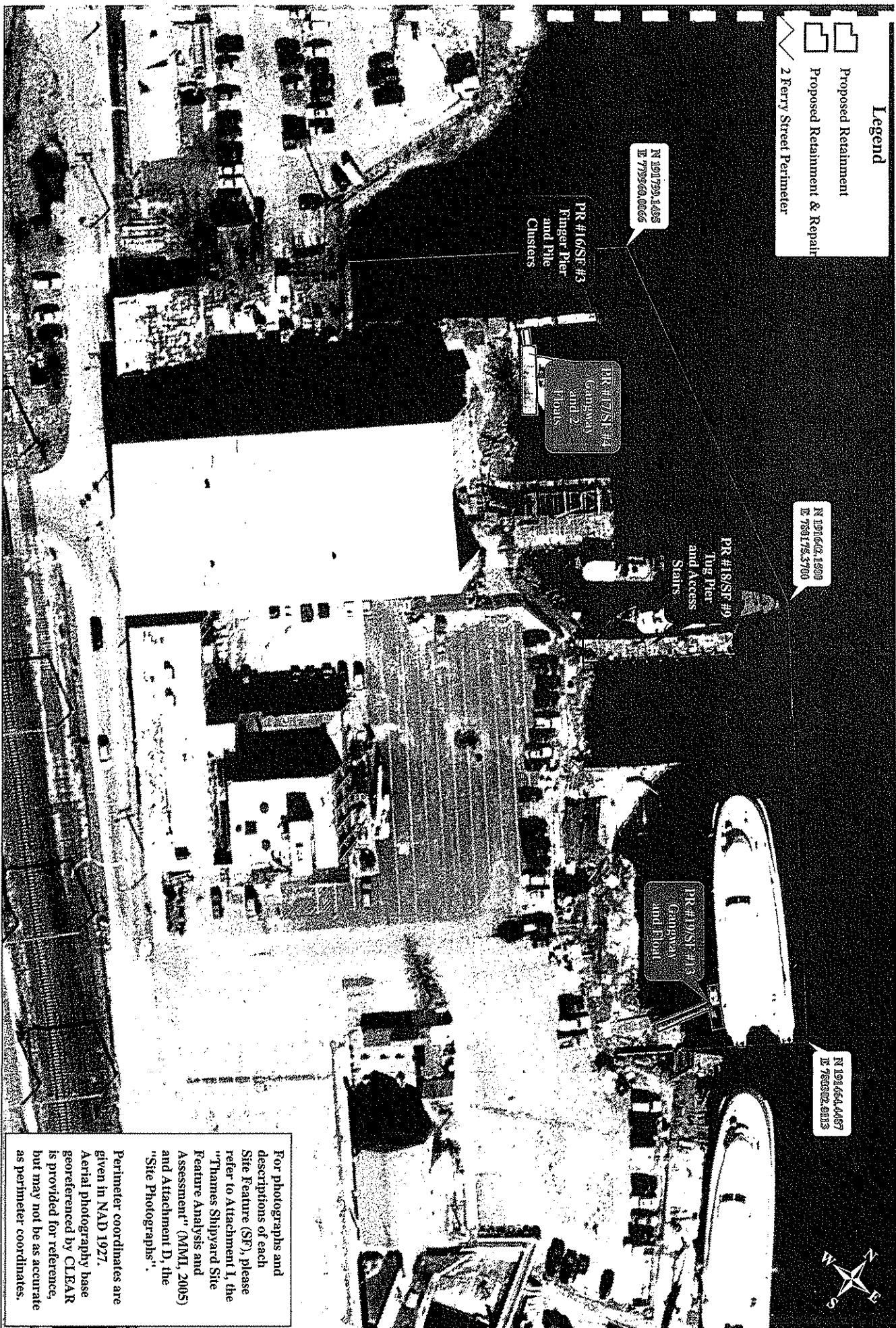


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Legend

- Proposed Retainment
- Proposed Retainment & Repair
- 2 Ferry Street Perimeter



N 191759.1405
E 779569.0066

PR #16/SF #3
Finger Pier
and Pile
Clusters

PR #17/SF #4
Gangway
and 2
Pile Clusters

N 191642.1500
E 768175.3700

PR #18/SF #9
Tug Pier
and Access
Stairs

PR #19/SF #13
Gangway
and Pile Clusters

N 191664.4487
E 768382.8013

For photographs and descriptions of each Site Feature (SF), please refer to Attachment I, the "Thames Shipyard Site Feature Analysis and Assessment" (MMI, 2005) and Attachment D, the "Site Photographs".

Perimeter coordinates are given in NAD 1927. Aerial photography base georeferenced by CLEAR is provided for reference, but may not be as accurate as perimeter coordinates.

2 Ferry Street - Site Features Subject to this Application

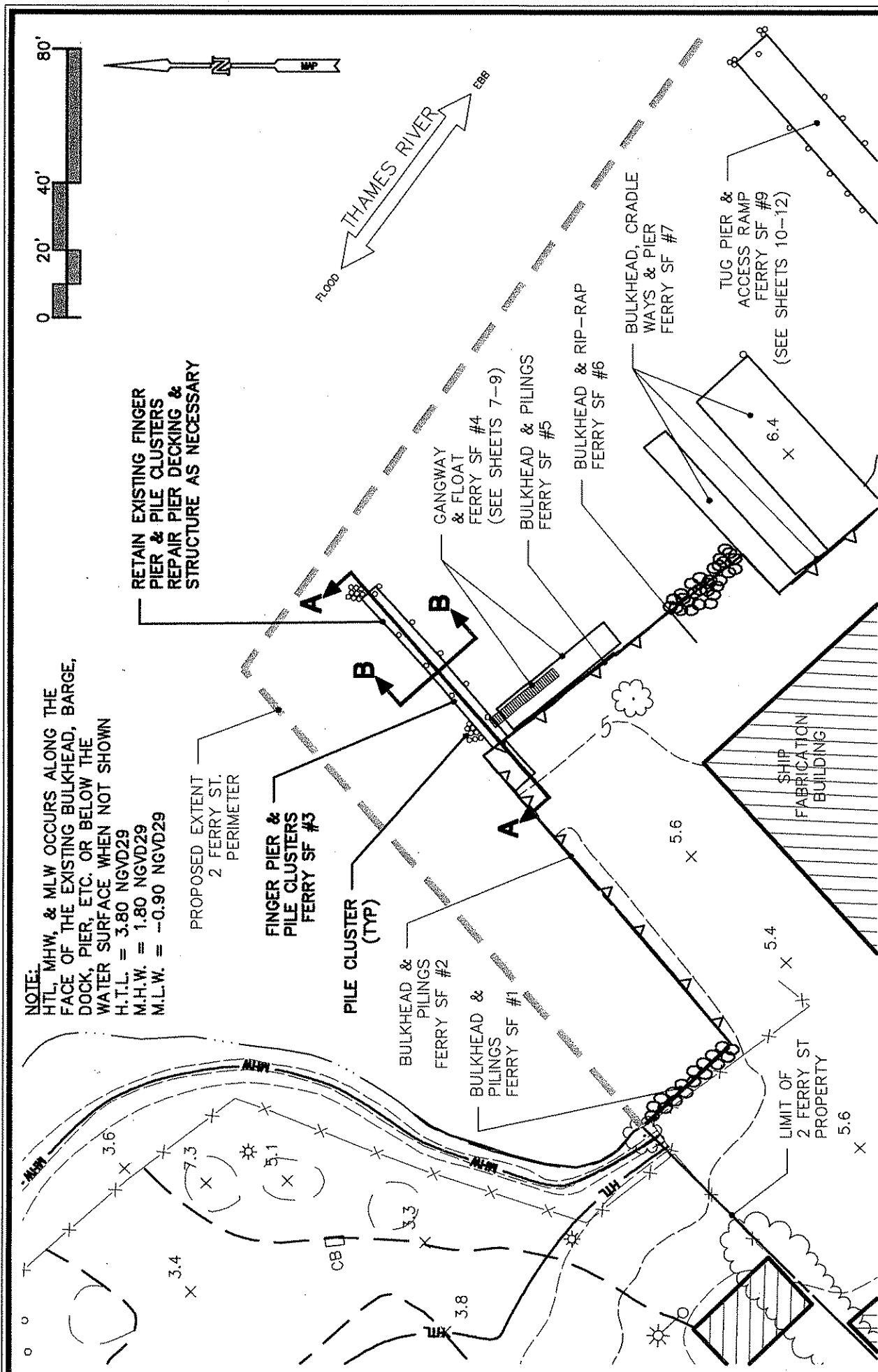
Thames Shipyard & Repair Co., Inc.

2 Ferry Street
New London, Connecticut

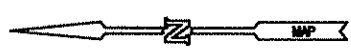
REVISION

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SHEET NO. 3

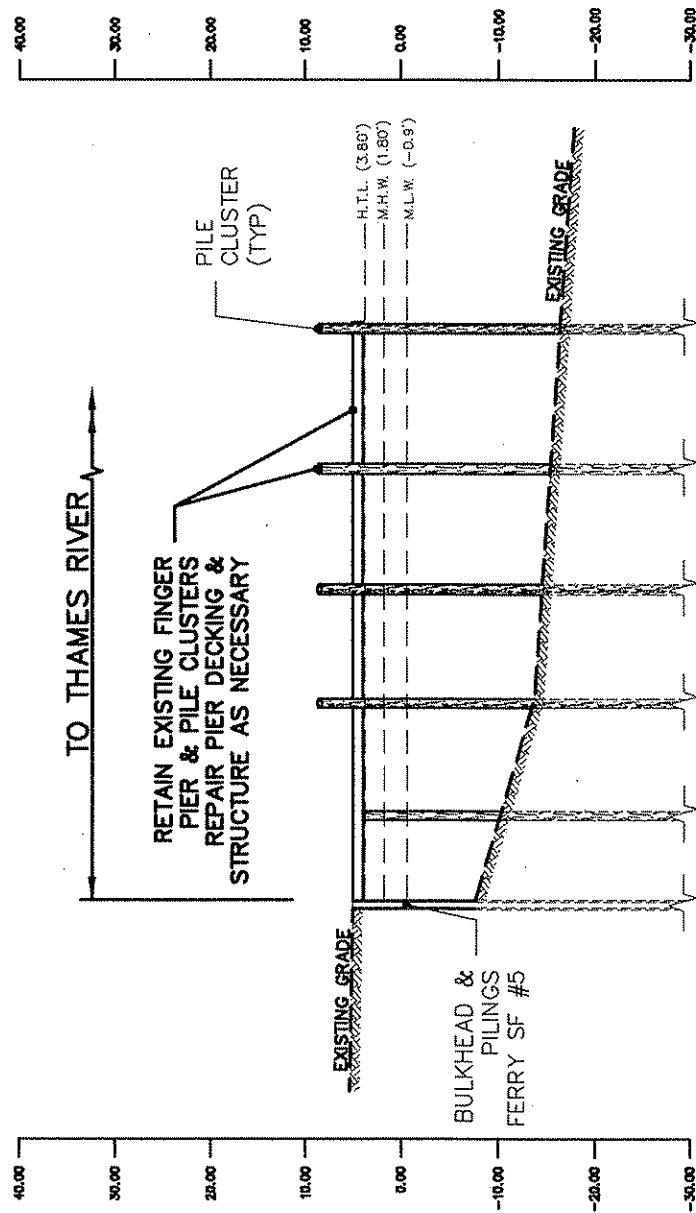
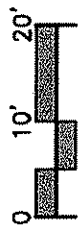


NOTE:
 HTL, MHW, & MLW OCCURS ALONG THE
 FACE OF THE EXISTING BULKHEAD, BARGE,
 DOCK, PIER, ETC. OR BELOW THE
 WATER SURFACE WHEN NOT SHOWN
 H.T.L. = 3.80 NGVD29
 M.H.W. = 1.80 NGVD29
 M.L.W. = -0.90 NGVD29



STIPULATION FOR JUDGMENT PROJECT REFERENCE #16 (FERRY SF #3)		APPLICANT: THAMES SHIPYARD & REPAIR CO. NEW LONDON, CT
AT: 2 FERRY ST. NEW LONDON, CT 06320 DWG: FER-SITE_PR16.DWG	DATE: JULY 28, 2008 SCALE: 1"=40'	
SITE PLAN		SHEET: 4

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ELEVATION A-A

NOTE:
ELEVATIONS OF FEATURES AND
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STIPULATION FOR JUDGMENT
PROJECT REFERENCE #16 (FERRY SF #3)

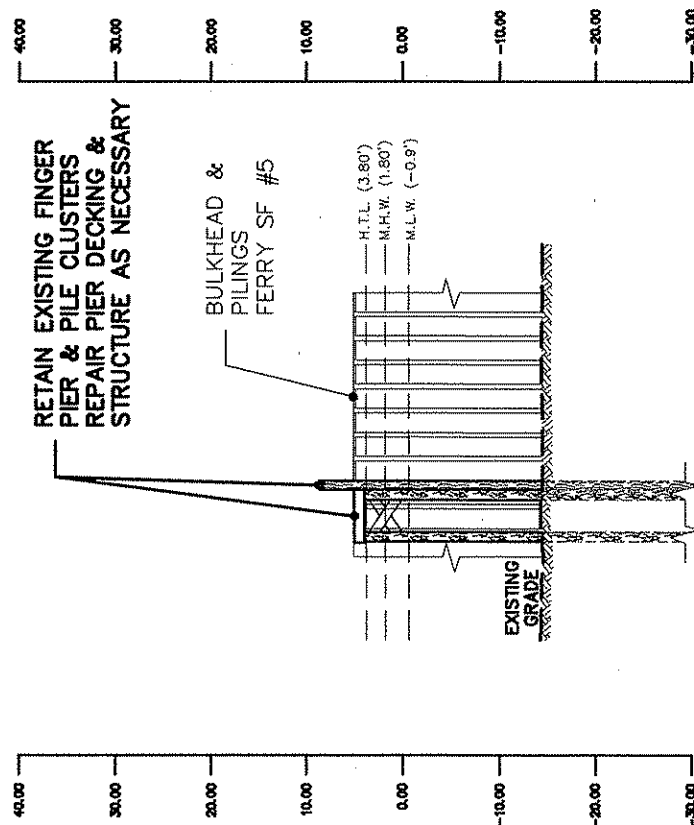
APPLICANT:
THAMES SHIPYARD & REPAIR CO.
NEW LONDON, CT

AT: 2 FERRY ST.
NEW LONDON, CT
06320
DWG: FER-SITE_PR16.DWG

ELEVATION A-A

DATE: JULY 28, 2008
SCALE: 1"=20'

SHEET:
5



CROSS SECTION B-B

NOTE:
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STIPULATION FOR JUDGMENT
PROJECT REFERENCE #16 (FERRY SF #3)

APPLICANT:
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NEW LONDON, CT

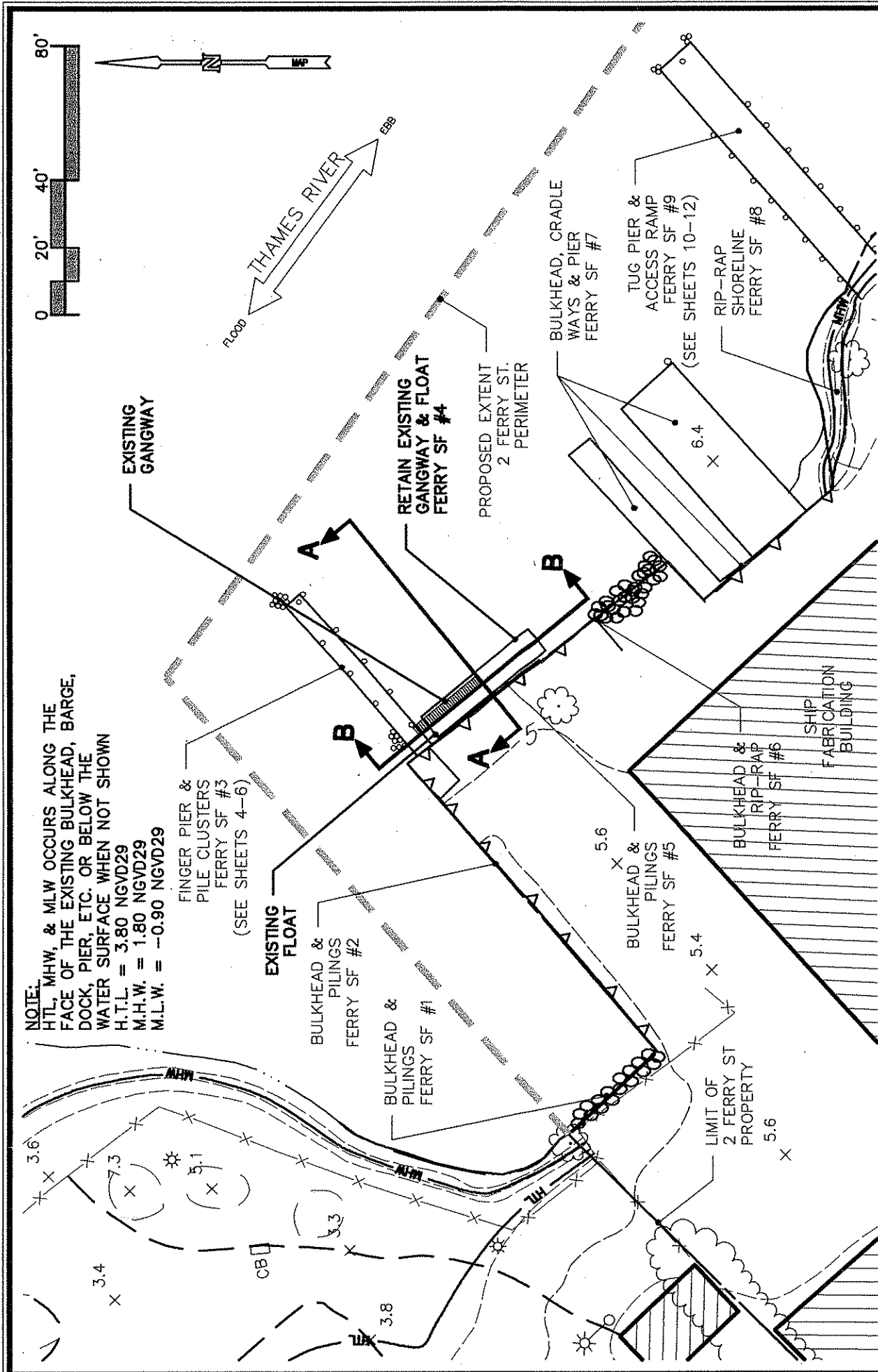
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NEW LONDON, CT
06320
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CROSS SECTION B-B

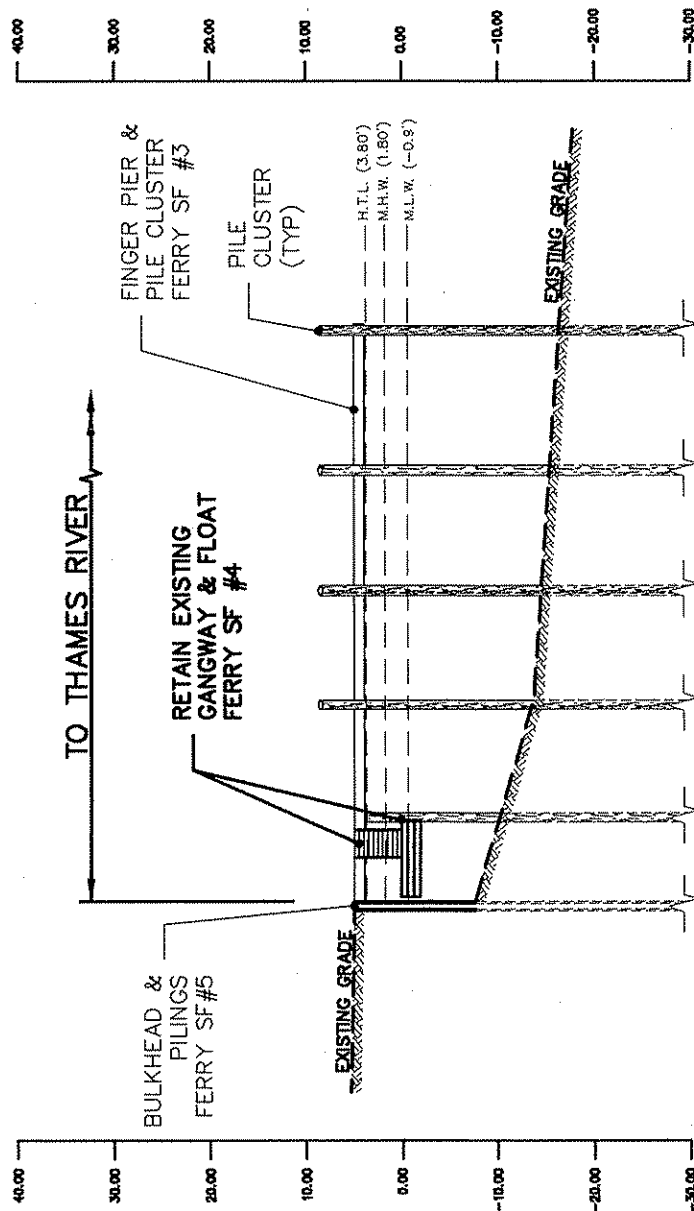
DATE: **JULY 28, 2009**
SCALE: **1"=20'**

SHEET:

6



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<p>AT: 2 FERRY ST. NEW LONDON, CT 06320 DWG: FER-SITE_PR17.DWG</p>	<p>SITE PLAN</p>	<p>DATE: JULY 28, 2008 SCALE: 1"=40' SHEET: 7</p>



ELEVATION A-A

NOTE:
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STIPULATION FOR JUDGMENT
PROJECT REFERENCE #17 (FERRY SF #4)

AT: 2 FERRY ST.
NEW LONDON, CT
06320
DWG: FER-SITE_PR17.DWG

APPLICANT:
THAMES SHIPYARD & REPAIR CO.
NEW LONDON, CT

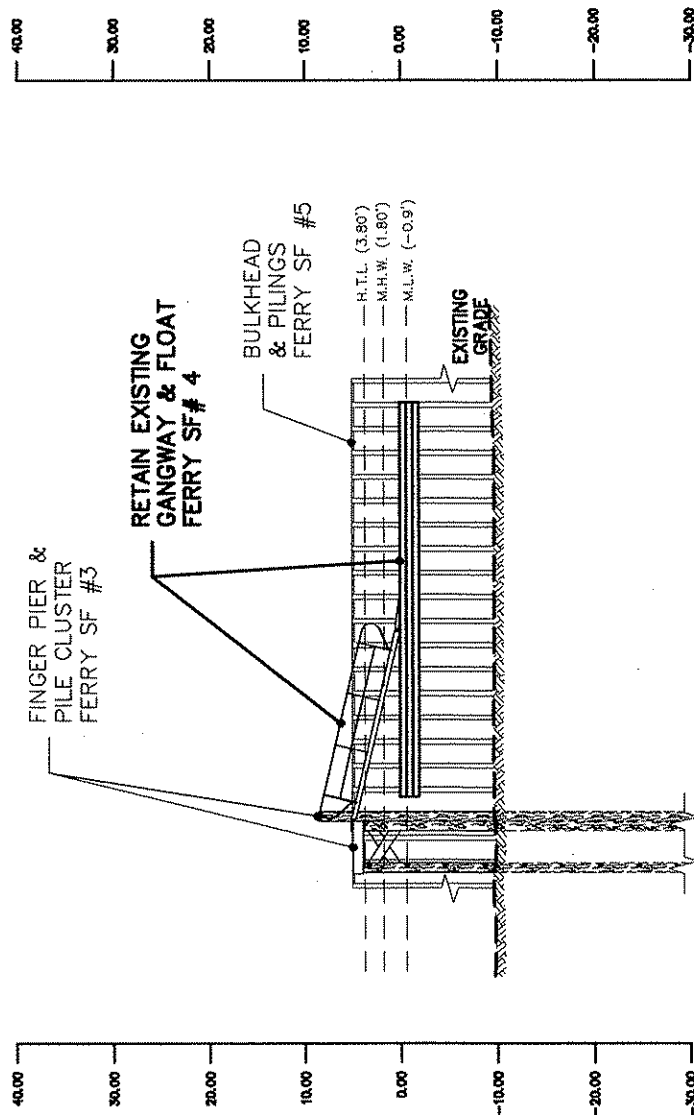
DATE: JULY 28, 2008

SHEET:

8

SCALE: 1"=20'

ELEVATION A-A



CROSS SECTION B-B

NOTE:
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STIPULATION FOR JUDGMENT
PROJECT REFERENCE #17 (FERRY SF #4)

AT: 2 FERRY ST.
NEW LONDON, CT
06320
DWG: FER-SITE_PR17.DWG

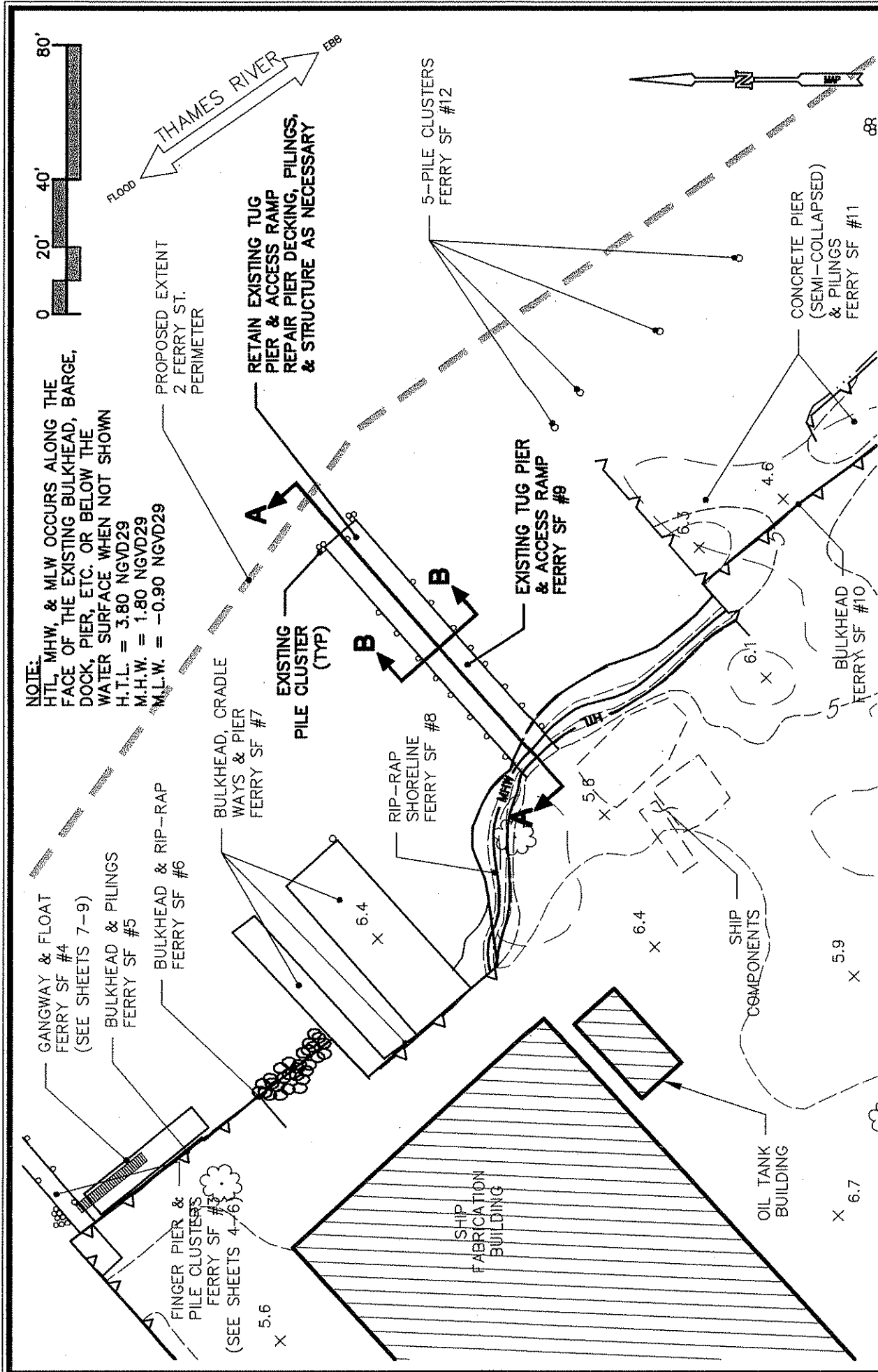
APPLICANT:
THAMES SHIPYARD & REPAIR CO.
NEW LONDON, CT

DATE: JULY 28, 2008

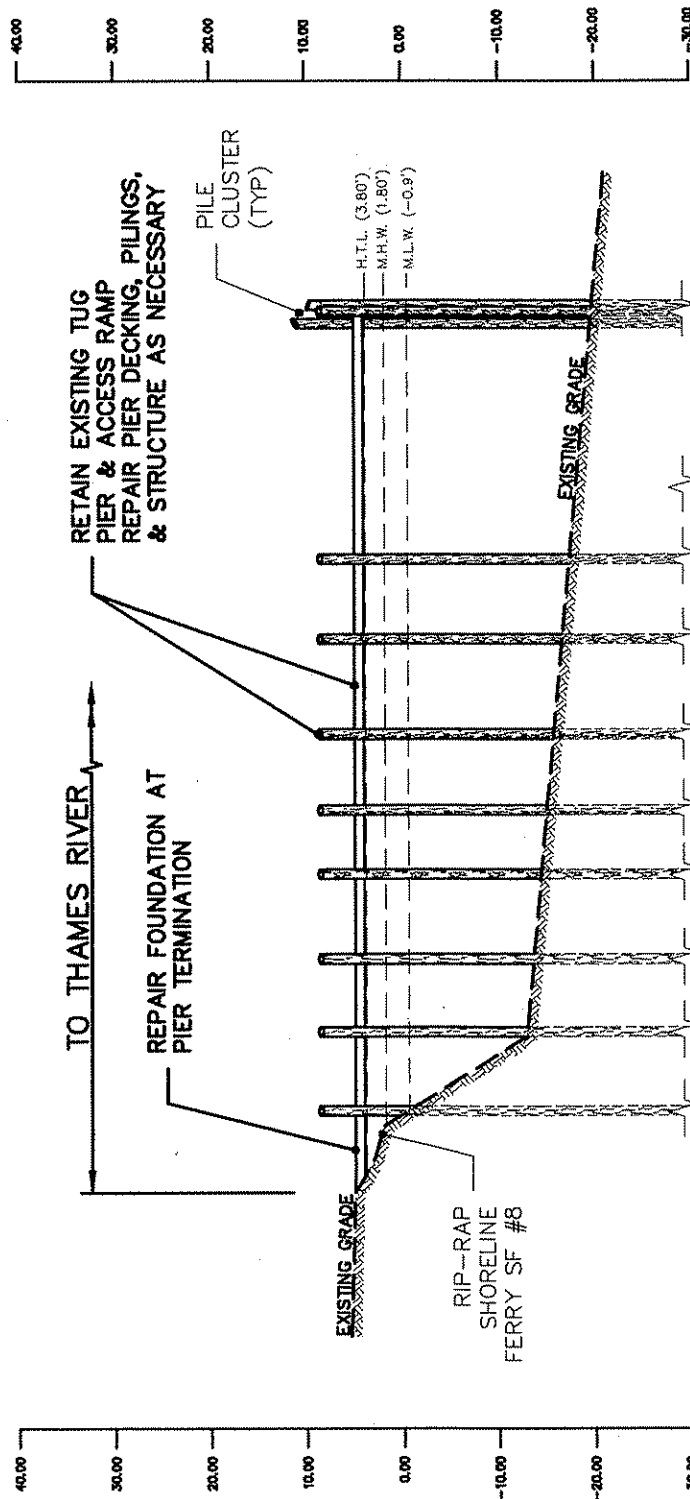
SCALE: 1"=20'

SHEET:

9



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			<p>DATE: JULY 28, 2008</p>	<p>SHEET: 10</p>
			<p>SCALE: 1"=40'</p>	



ELEVATION A-A

NOTE:
ELEVATIONS OF FEATURES AND EXISTING GRADE ARE SHOWN AS APPROXIMATE AND ARE BASED ON INFORMATION FOUND ON TOPOGRAPHIC MAPPING AND FIELD MEASUREMENTS.

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STIPULATION FOR JUDGMENT
PROJECT REFERENCE #18 (FERRY SF #9)

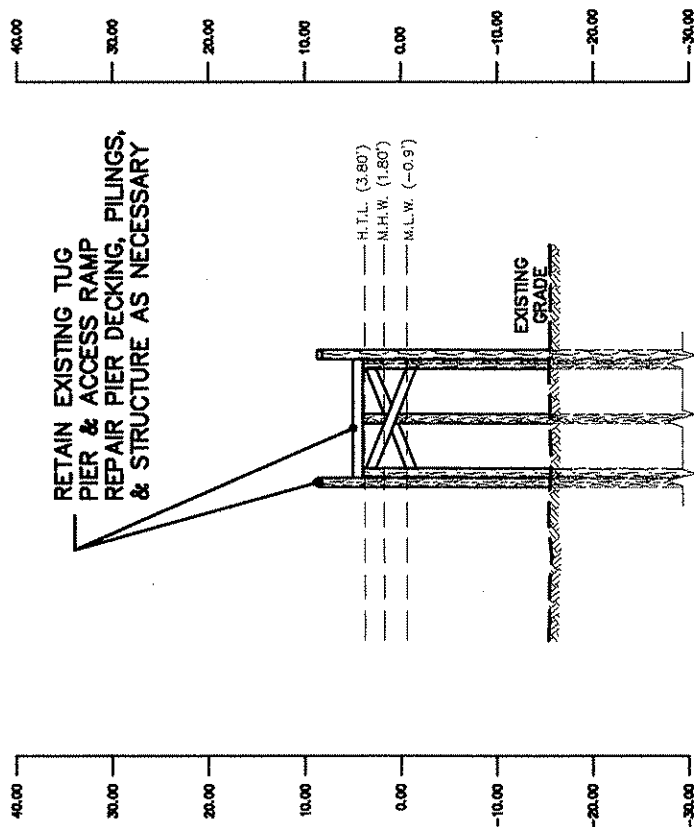
APPLICANT:
 THAMES SHIPYARD & REPAIR CO.
 NEW LONDON, CT

AT: 2 FERRY ST.
 NEW LONDON, CT
 06320
 DWG: FER-SITE_PR18.DWG

ELEVATION A-A

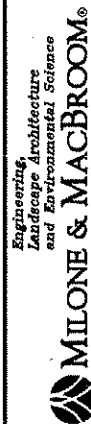
DATE: **JULY 28, 2008**
 SCALE: **1"=20'**

SHEET: **11**



CROSS SECTION B-B

NOTE:
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EXISTING GRADE ARE SHOWN AS
APPROXIMATE AND ARE BASED ON
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MAPPING AND FIELD MEASUREMENTS.



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STIPULATION FOR JUDGMENT

PROJECT REFERENCE #18 (FERRY SF #9)

AT: 2 FERRY ST.
NEW LONDON, CT
06320

DWG: FER-SITE_PR18.DWG

APPLICANT:

THAMES SHIPYARD & REPAIR CO.
NEW LONDON, CT

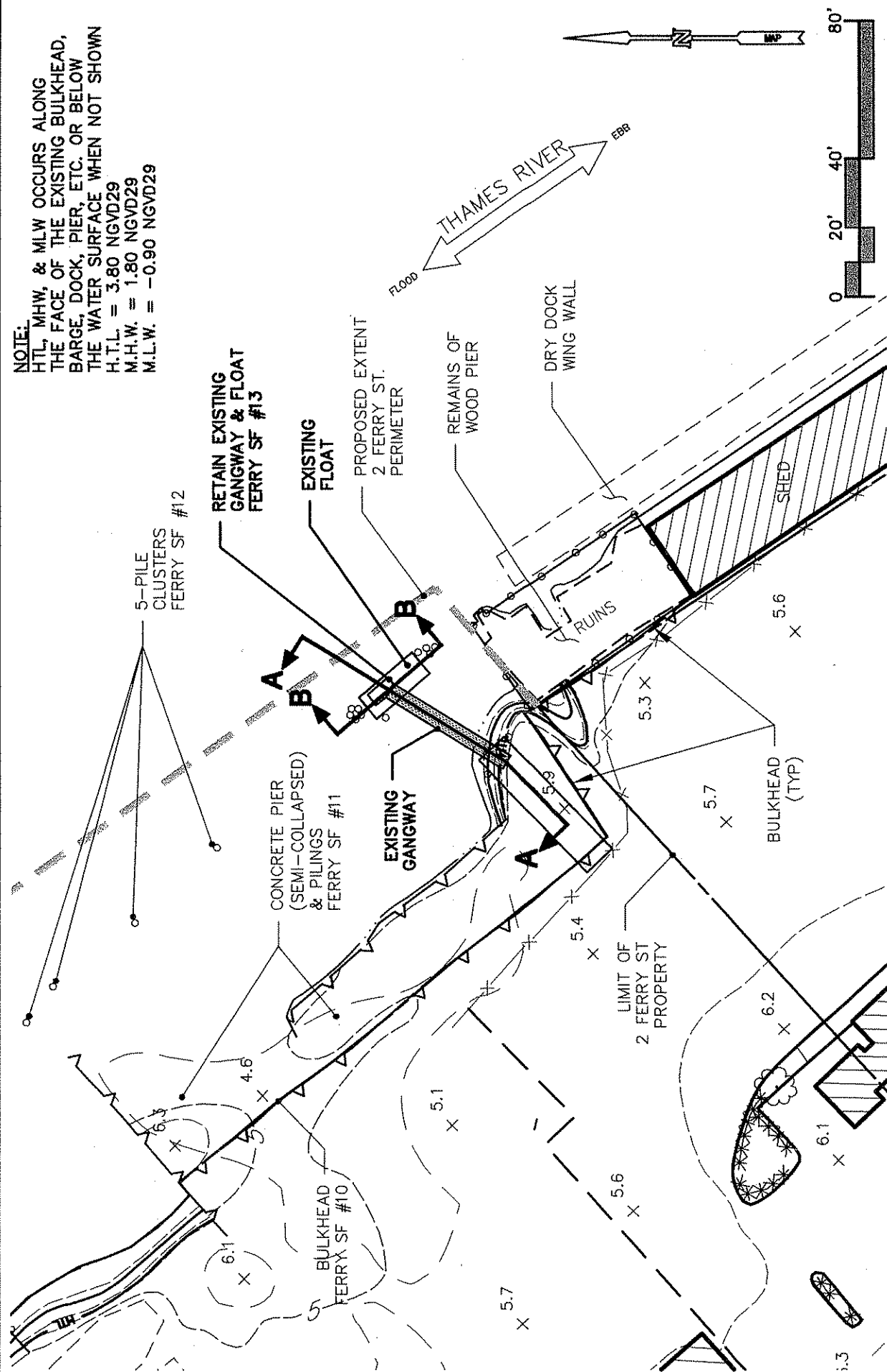
DATE: JULY 28, 2008

SCALE: 1"=20'

SHEET:

12

NOTE:
HTL, MHW, & MLW OCCURS ALONG
THE FACE OF THE EXISTING BULKHEAD,
BARGE, DOCK, PIER, ETC. OR BELOW
THE WATER SURFACE WHEN NOT SHOWN
H.T.L. = 3.80 NGVD29
M.H.W. = 1.80 NGVD29
M.L.W. = -0.90 NGVD29



**STIPULATION FOR JUDGMENT
PROJECT REFERENCE #19 (FERRY SF #13)**

MILONE & MACBROOM®
Engineering,
Landscape Architecture
and Environmental Science
99 Realty Drive
Cheshire, Connecticut 06410
(203) 271-1773 Fax (203) 272-9733
www.miloneandmacbroom.com

APPLICANT:
THAMES SHIPYARD & REPAIR CO.
NEW LONDON, CT

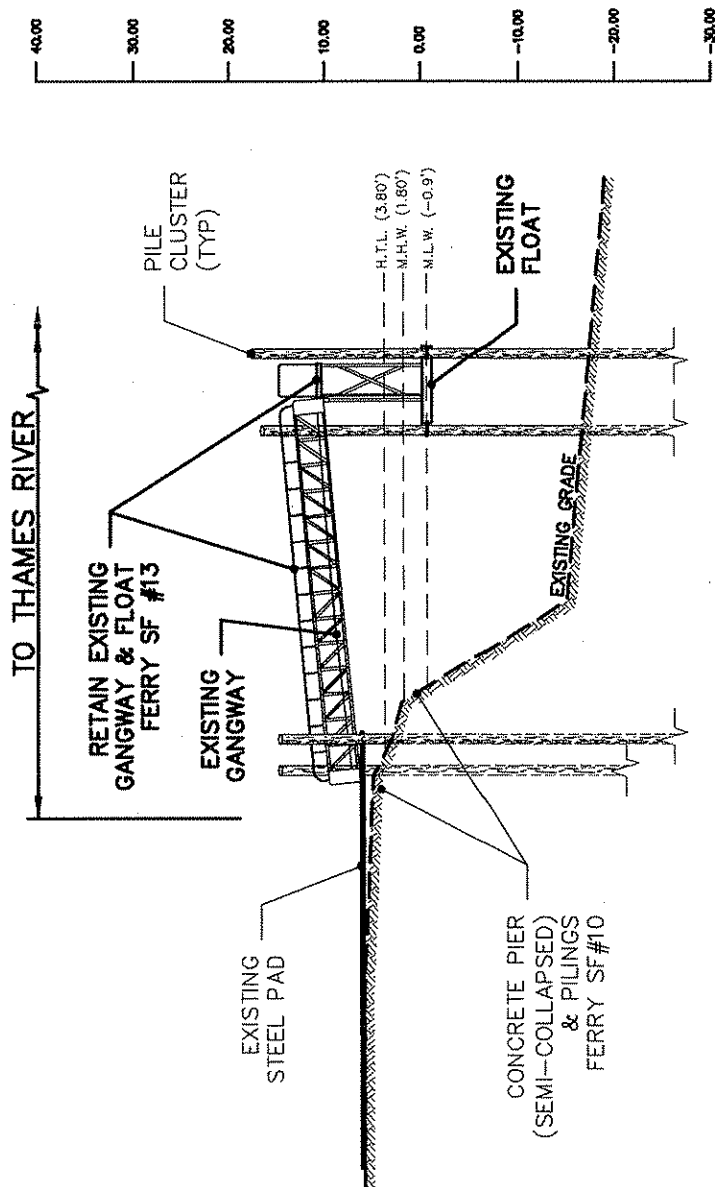
DATE: JULY 28, 2008

SCALE: 1"=40'

SHEET:
13

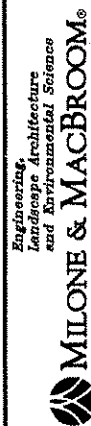
SITE PLAN

AT: 2 FERRY ST.
NEW LONDON, CT
06320
DWG: FER-SITE_PR19.DWG



ELEVATION A-A

NOTE:
ELEVATIONS OF FEATURES AND
EXISTING GRADE ARE SHOWN AS
APPROXIMATE AND ARE BASED ON
INFORMATION FOUND ON TOPOGRAPHIC
MAPPING AND FIELD MEASUREMENTS.



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DATE: JULY 28, 2008

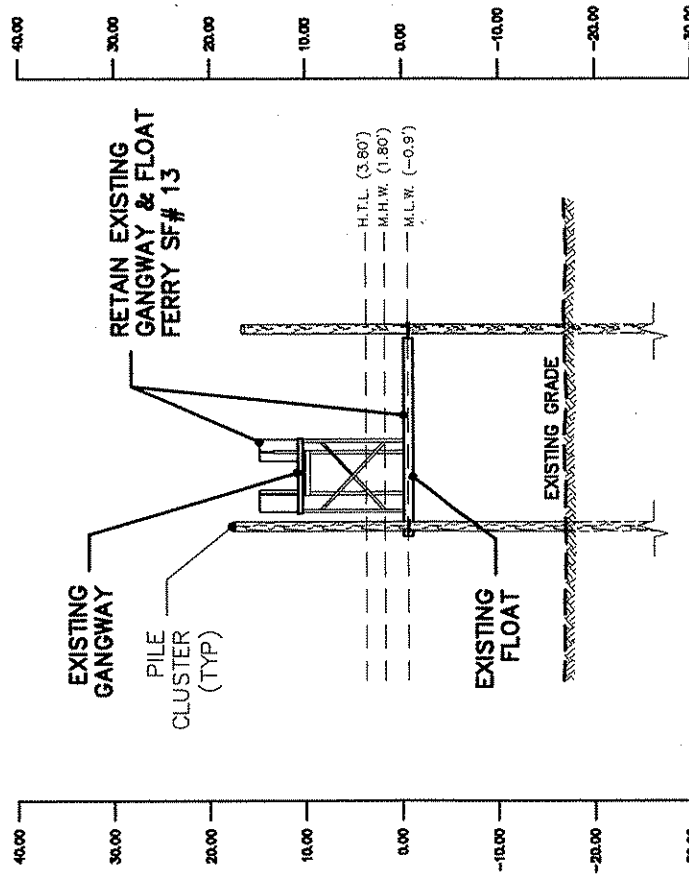
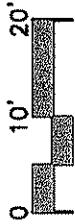
SCALE: 1"=20'

ELEVATION A-A

AT: 2 FERRY ST.
NEW LONDON, CT
06320
DWG: FER-SITE_PR19.DWG

SHEET:

14



CROSS SECTION B-B

NOTE:
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AT: 2 FERRY ST.
NEW LONDON, CT
06320
DWG: FER-SITE_PR19.DWG

CROSS SECTION B-B

DATE: **JULY 28, 2008**
SCALE: **1"=20'**

SHEET:
15

